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CHUNGHWA PICTURE TUBES, LTD. and
CHUNGHWA PICTURE TUBES (MALAYSIA)
SDN. BHD.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Master File No. 3:07-CV-5944 SC
MDL No. 1917

This Document Relates To:

Best Buy Co. Inc. et al. v. Hitachi, Ltd. et al., No.
3:11-cv-05513-SC

CompuCom Sys., Inc. v. Hitachi, Ltd. et al., No.
3:11-cv-06396-SC

Interbond Corp. of Am. v. Hitachi, Ltd. et al., No.
3:11-cv-06275-SC

Office Depot, Inc. v. Hitachi, Ltd. et al., No.
3:11-cv-06276-SC

*P.C. Richard & Son Long Island Corp. et al. v.
Hitachi, Ltd. et al.*, No. 3:12-cv-02648-SC

*Sears, Roebuck and Co. et al. v. Chunghwa
Picture Tubes, Ltd. et al.*, No. 3:11-cv-05514-SC

*Target Corp. v. Chunghwa Picture Tubes, Ltd. et
al.*, No. 3:11-cv-05514-SC

**DECLARATION OF RACHEL S. BRASS
IN SUPPORT OF DEFENDANTS
CHUNGHWA PICTURE TUBES, LTD.
AND CHUNGHWA PICTURE TUBES
(MALAYSIA) SDN. BHD.'S MOTION FOR
SUMMARY JUDGMENT ON DIRECT
ACTION PLAINTIFFS' STATE LAW
CLAIMS ON DUE PROCESS GROUNDS**

Date: February 6, 2015
Time: 10:00 A.M.
Judge: Hon. Samuel Conti

1 I, Rachel S. Brass, hereby declare as follows:

2 1. I am a partner in the law firm of Gibson, Dunn & Crutcher LLP, counsel of record for
3 Chunghwa Picture Tubes, Ltd. (“CPT”) and Chunghwa Picture Tubes (Malaysia) Sdn. Bhd.
4 (“CPTM”) in the above-referenced action.

5 2. I submit this declaration in support of Defendants CPT and CPTM’s Motion for
6 Summary Judgment on Direct Action Plaintiffs’ State Law Claims on Due Process Grounds. Unless
7 otherwise indicated, I have personal knowledge of the foregoing and could and would testify to the
8 same if called as a witness in this matter.

9 3. Attached as **Exhibit A** is a true and correct copy of cited excerpts from the certified
10 deposition transcript of Dr. James McClave, which took place on June 25, 2014.

11 4. Attached as **Exhibit B** is a true and correct copy of cited excerpts from the certified
12 deposition transcript of Dr. Alan S. Frankel, which took place on July 10, 2014.

13 5. Attached as **Exhibit C** is a true and correct copy of Plaintiffs Best Buy Co., Inc., Best
14 Buy Purchasing LLC, Best Buy Enterprise Services, Inc., Best Buy Stores, L.P., Bestbuy.Com,
15 L.L.C., and Magnolia Hi-Fi, Inc.’s Responses to Defendants Chunghwa Picture Tubes, Ltd. and
16 Chunghwa Picture Tubes (Malaysia) Sdn. Bhd.’s First Set of Requests for Admission, dated March
17 10, 2014.

18 6. Attached as **Exhibit D** is a true and correct copy of Plaintiff Interbond Corporation of
19 America’s (Brandsmart) Objections and Responses to Defendants Chunghwa Picture Tubes, Ltd. and
20 Chunghwa Picture Tubes (Malaysia) Sdn. Bhd.’s First Set of Requests for Admission, dated March
21 10, 2014.

22 7. Attached as **Exhibit E** is a true and correct copy of Plaintiff CompuCom Systems,
23 Inc.’s Objections and Responses to Defendants Chunghwa Picture Tubes, Ltd. and Chunghwa Picture
24 Tubes (Malaysia) Sdn. Bhd.’s First Set of Requests for Admission, dated March 10, 2014.

25 8. Attached as **Exhibit F** is a true and correct copy of Plaintiff Office Depot, Inc.’s
26 Objections and Responses to Chunghwa Picture Tubes, Ltd. and Chunghwa Picture Tubes (Malaysia)
27 Sdn. Bhd.’s First Set of Requests for Admission, dated March 10, 2014.
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11. Attached as **Exhibit I** is a true and correct copy of Plaintiffs Sears, Roebuck and Co. & Kmart Corp.'s Objections and Responses to Defendants Chunghwa Picture Tubes, Ltd. and Chunghwa Picture Tubes Malaysia Sdn. Bhd.'s First Set of Requests for Admission, dated March 10, 2014.

Executed this 7th day of November 2014, at San Francisco, California.

By: /s/ Rachel S. Brass
Rachel S. Brass

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